IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY NINTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 6654 of 2005

Between:

Smt. Yarlagadda Umadevi W/o Prasad
Circle No.V Padmanabhanagar Clony, Mehidipatnam Hyderabad

..... PETITIONER

AND

The District Supply Officer (City), Hyderabad, near Anant Talkies, Secunderabad

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue Writ or direction preferably Writ of Mandamus declaring the order issued by the respondent in proceedings B1/1249/2005-2 (Proc. No. 163/2005) dt 19-3-2005 as illegal arbitrary, and violative of principles of natural justice and consequently direct the respondent to continue the petitioner as Fair Shop dealer of shop No. 586 as usual, and pass such other or further orders as this Hon'ble Court deems fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.KOWTURU VINAYA KUMAR

Counsel for the Respondent No.: GP FOR CIVIL SUPPLIES

The Court at the stage of admission made the following :

-

-

-

-

-

-

-

-

-

ORDER:.

Heard both sides and at their request this Writ Petition is taken up for disposal at the stage of admission.

In this Writ Petition, the petitioner is seeking a writ of Mandamus declaring the order issued by the respondent dated 19.3.2005 as illegal, arbitrary and violative of principles of natural justice and consequently direct the respondent to continue the petitioner as Fair Price Shop dealer of Shop No. 586, Circle No. V, Padmanabhanagar Colony, Mehadipatnam, Hyderabad.

Since the order impugned is suspension of the authorization of Fair Price Shop of the Petitioner, pending enquiry on certain alleged irregularities, an appeal lies to the appellate authority under A.P.S.P.D.S.C. Order, 2001.

In view of the above, this Writ Petition is dismissed as not maintainable in view of the fact that an effective and alternative remedy available under the Control Order 2001 which can be availed of by the petitioner. No costs.

_____

D.S.R. VARMA, J

DATED: 29.03.2005

Ka

To

1. The District Supply Officer (City), Hyderabad, near Anant Talkies, Secunderabad.
2. Two CCs to G.P for Civil Supplies, High Court of A.P., Hyderabad (OUT)
3. Two CD copies.